

LAWS INTRODUCED

H

A LOCAL LAW AMENDING PARTS 6 (DEPARTMENT OF ADMINISTRATIVE SERVICES), PART 26 (MAYOR'S OFFICE OF SPECIAL EVENTS) AND PART 28 (OFFICE OF VOLUNTEER SERVICES) OF CHAPTER 42 (DEPARTMENTS AND COMMISSIONS) OF THE CODE OF THE CITY OF ALBANY IN RELATION TO DEPARTMENTAL FUNCTIONS

ORDINANCES INTRODUCED

- 53.111.16 AN ORDINANCE AUTHORIZING AND DIRECTING
THE GRANT OF A SEWER EASEMENT IN FAVOR OF
151 MONTGOMERY STREET IN THE CITY OF
ALBANY (TAX MAP ID#: # 65.20-2-28) , UPON AND
UNDER A PORTION OF THE CITY RIGHT-OF-WAY
OF COLONIE STREET IN THE CITY OF ALBANY**
- 54.111.16 AN ORDINANCE ADOPTING THE BUDGET AS
PRESENTED BY THE MAYOR ON OCTOBER 3, 2016,
FOR FISCAL YEAR 2017**

RESOLUTIONS INTRODUCED

- 101.111.16R RESOLUTION OF THE COMMON COUNCIL APPROVING THE CURBSIDE COLLECTION PROGRAM FEES AS PRESENTED IN THE MAYOR'S PROPOSED 2017 BUDGET**
- 102.111.16R A RESOLUTION AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE (PIN 1759.74)**

Council Member introduced the following:

LOCAL LAW H - 2016

A LOCAL LAW AMENDING PARTS 6 (DEPARTMENT OF ADMINISTRATIVE SERVICES), PART 26 (MAYOR'S OFFICE OF SPECIAL EVENTS) AND PART 28 (OFFICE OF VOLUNTEER SERVICES) OF CHAPTER 42 (DEPARTMENTS AND COMMISSIONS) OF THE CODE OF THE CITY OF ALBANY IN RELATION TO DEPARTMENTAL FUNCTIONS

The City of Albany, in Common Council convened, does hereby ordain and enact:

Section 1. Sections 42- 108, of Article XIV of Part 6 of Chapter 42 of the Code of the City of Albany is amended to read as follows:

§ 42-108. Departmental scope, powers and duties.

A. The Department of Administrative Services shall have the following functions:

- (1) Equal employment opportunity: to oversee and administer the City's equal employment opportunity policies, requirements and standards as set forth and established in Chapter 48 of this Code.
- (2) Fair housing: to oversee and administer the City's Office of Fair Housing and its policies, purposes and duties as set forth and established in Chapter 187 of this Code.
- (3) Personnel: to oversee and administer the personnel policies of the City workforce as set forth in the City Personnel Manual and as otherwise required by law.
- (4) Purchasing: to oversee and administer the City's purchasing and procurement policies as set forth in Part 18 of this chapter.
- (5) The Office of Cultural Affairs: to oversee and administer the Office of Cultural Affairs.
- (6) Budget: to oversee and administer budget-related matters.

B. The Commissioner of the Department of Administrative Services is hereby named and designated as the Equal Employment Opportunity Officer and Fair Housing Officer of and for the City of Albany.

Section 2. Sections 42-310, 42-299 and 42-300 of Article XXXVII of Part 26 of Chapter 42 of the Code of the City of Albany is amended to read as follows:

~~Part 26. Mayor's Office of Special Events~~ Office of Cultural Affairs

~~Part 26. Mayor's Office of Special Events~~ Office of Cultural Affairs

§ 42-296. Appointment and term of Directors.

There shall be appointed by the Mayor, to serve at his or her pleasure, a Director of the ~~Mayor's Office of Cultural Affairs Special Events~~, who shall be the head of the Office and whose

appointment shall be evidenced by a certificate, in writing, signed by the Mayor and filed in the office of the City Clerk.

§ 42-297. Vacancy in office of Director.

Whenever a vacancy occurs in the office of the Director, the Mayor shall appoint, in his or her discretion, a person deemed by him to be suitable and competent to fill the same.

§ 42-298. Appointments and promotions.

The Director shall make all appointments, promotions and changes of status of the employees of the ~~Mayor's Office of Cultural Affairs Special Events~~, in accordance with the provisions of the Civil Service Law of the state and as prescribed by the Board of Estimate and Apportionment, except as otherwise provided herein.

§ 42-299. Functions.

The ~~Mayor's Office of Cultural Affairs Special Events~~ shall plan, undertake and direct the City's efforts to provide festivals, public entertainment and special events within the City of Albany; shall undertake to provide meaningful opportunities for persons to serve the citizens of Albany in a volunteer capacity; as well as coordinate cultural exchanges and protocol for the Mayor's office.

§ 42-300. Transferal of functions, personnel and property.

The Office of Volunteers, Special Events and Cultural Affairs is hereby abolished, and the functions, personnel and property of that office, insofar as they relate to special events and cultural affairs, are hereby transferred to the ~~Mayor's Office of Cultural Affairs Special Events~~, as created herein.

Section 3. Sections Part 28 (Office of Volunteer Services) of Chapter 42 of Article XXXIX of the Code of the City of Albany is hereby repealed.

Section 4. This local law shall take effect upon final passage, public hearing and filing with the Secretary of State.

To: Nala Woodard, City Clerk
From: Marisa Franchini, First Assistant Corporation Counsel
Re: Request for Common Council Legislation
Supporting Memorandum
Date: October 28, 2016

LOCAL LAW H - 2016

TITLE

A LOCAL LAW AMENDING PARTS 6 (DEPARTMENT OF ADMINISTRATIVE SERVICES), PART 26 (MAYOR'S OFFICE OF SPECIAL EVENTS) AND PART 28 (OFFICE OF VOLUNTEER SERVICES) OF CHAPTER 42 (DEPARTMENTS AND COMMISSIONS) OF THE CODE OF THE CITY OF ALBANY IN RELATION TO DEPARTMENTAL FUNCTIONS

GENERAL PURPOSE OF LEGISLATION

This legislation: eliminates the Office of Volunteer Services and adds those functions to the Office of Cultural Affairs; Changes the name of the "Mayor's Office of Special Events" to the "Office of Cultural Affairs"; Adds to the functions of the Department of Admin Services the oversight of the Office of Cultural Affairs as well as oversight of the city budgetary functions.

NECESSITY FOR LEGISLATION AND ANY CHANGE TO EXISTING LAW

Pursuant to Section 504 of the Charter, the Common Council is authorized to create, alter, combine or abolish departments, offices and commissions and to prescribe or modify their powers and duties by a duly enacted law.

EXPLANATION OF DEADLINE OR REQUESTED TIME FRAME FOR PASSAGE

N/A

SPECIFICS OF BIDDING OR OTHER PROCUREMENT PROCESS (if applicable)

N/A

SPECIFICS OF REAL PROPERTY SALE OR ACQUISITION (if applicable)

N/A

FISCAL IMPACT(S)

See: 2017 budget proposal.

Council Member introduced the following:

Ordinance Number 53.111.16

AN ORDINANCE AUTHORIZING AND DIRECTING THE GRANT OF A SEWER EASEMENT IN FAVOR OF 151 MONTGOMERY STREET IN THE CITY OF ALBANY (TAX MAP ID#: 65.20-2-28) , UPON AND UNDER A PORTION OF THE CITY RIGHT-OF-WAY OF COLONIE STREET IN THE CITY OF ALBANY

The City of Albany, in Common Council convened, does hereby ordain and enact:

Section 1. It is hereby authorized that the City of Albany grant a sewer easement in favor of 151 Montgomery Street (Tax Map # 65.20-2-28), over, upon and under a portion of the City right-of-way of Colonie Street in the City of Albany, as described in the legal description attached hereto.

Section 2. The form, content, terms and conditions of such easements shall be approved by the Corporation Counsel.

Section 3. The Grantees shall not hinder, interfere with, prevent, delay, obstruct or adversely affect the Grantor in the reasonable exercise of its governmental operations or function.

Section 4. This ordinance shall take effect immediately.

**APPROVED
October 28, 2016**

Corporation Counsel

To: Nala R. Woodard, City Clerk
From: Marisa Franchini, First Assistant Corporation Counsel
Re: Request for Common Council Legislation
Supporting Memorandum
Date: October 6, 2016

ORDINANCE NUMBER 53.111.16

TITLE

AN ORDINANCE AUTHORIZING AND DIRECTING THE GRANT OF A SEWER EASEMENT
IN FAVOR OF 151 MONTGOMERY STREET IN THE CITY OF ALBANY (TAX MAP ID#: #
65.20-2-28 , UPON AND UNDER A PORTION OF THE CITY RIGHT-OF-WAY OF COLONIE
STREET IN THE CITY OF ALBANY

GENERAL PURPOSE OF LEGISLATION

To give legal authority to an existing sewer line under the City's right-of-way.

NECESSITY FOR LEGISLATION AND ANY CHANGE TO EXISTING LAW

Easements over municipal property require legislative authorization.

EXPLANATION OF DEADLINE OR REQUESTED TIME FRAME FOR PASSAGE

N/A

SPECIFICS OF BIDDING OR OTHER PROCUREMENT PROCESS (if applicable)

N/A

SPECIFICS OF REAL PROPERTY SALE OR ACQUISITION (if applicable)

N/A.

FISCAL IMPACT(S)

TBD

Council Member Doesschate introduced the following:

Ordinance Number 54.111.16

**AN ORDINANCE ADOPTING THE BUDGET AS PRESENTED BY THE MAYOR ON
OCTOBER 3, 2016, FOR FISCAL YEAR 2017**

The City of Albany in Common Council convened, does hereby ordain and enact:

Section 1. The budget as presented by the Mayor on October 3, 2016, is hereby adopted as and for the Budget of the City of Albany for fiscal year 2017.

Section 2. It is hereby ordered and directed that the sums set forth therein as expenditures are hereby appropriated in the amounts and for the several departments, offices and purposes specified therein.

Section 3. It is further hereby ordered and directed that the sums set forth therein as revenues and the moneys necessary to be raised by tax in addition thereto to pay the expenses of conducting the business of the City shall be and are hereby applicable in the amounts specified for the purpose of meeting said appropriations.

Section 4. This ordinance shall be effective immediately.

**APPROVED AS TO FORM
October 28, 2016**

Corporation Counsel

To: Nala R. Woodard, City Clerk
From: Judy Doesschate, Council Member
Re: Request for Common Council Legislation
Supporting Memorandum
Date: October 26, 2016

ORDINANCE NUMBER 54.111.16

TITLE

**AN ORDINANCE ADOPTING THE BUDGET AS PRESENTED BY THE MAYOR ON
OCTOBER 3, 2016, FOR FISCAL YEAR 2017**

GENERAL PURPOSE OF LEGISLATION

To adopt the budget for the City for the 2017 fiscal year.

NECESSITY FOR LEGISLATION AND ANY CHANGE TO EXISTING LAW

In order to implement the Mayor's budget.

FISCAL IMPACT(S)

Provides a budget for the 2017 fiscal year.

Council Member introduced the following:

Resolution Number 101.111.16R

**RESOLUTION OF THE COMMON COUNCIL APPROVING THE CURBSIDE
COLLECTION PROGRAM FEES AS PART OF THE MAYOR'S PROPOSED 2017
BUDGET**

WHEREAS, pursuant to Section 313-3(I) of the Code of the City of Albany the Common Council of the City of Albany has the authority to approve annual curbside collection fees;

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Albany hereby approves the annual curbside collection program fees as part of the Mayor's proposed 2017 budget and attached hereto and made part of hereof.

To: Nala R. Woodard, City Clerk
From: Marisa Franchini, First Assistant Corporation Council
Re: Request for Common Council Legislation Supporting Memorandum
Date: October 28, 2016

RESOLUTION NUMBER 101.111.16R

TITLE

**RESOLUTION OF THE COMMON COUNCIL APPROVING THE CURBSIDE
COLLECTION PROGRAM FEES AS PRESENTED IN THE MAYOR'S PROPOSED
2017 BUDGET**

GENERAL PURPOSE OF LEGISLATION

To approve the curbside collection program fees for the City for the 2017 fiscal year.

NECESSITY FOR LEGISLATION AND ANY CHANGE TO EXISTING LAW

**Pursuant to Section 313-3(I) of the Code of the City of the City Of Albany, the Council
must annually approve the curbside collection program fees.**

FISCAL IMPACT(S)

Provides revenue for the 2017 fiscal year.

Council Member introduced the following

RESOLUTION NUMBER 102.111.16R

A RESOLUTION AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE (PIN 1759.74)

WHEREAS, a Project Madison Avenue Road Diet, North Allen St. to Partridge St. P.I.N. 1759.74 (the Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80 % Federal STP FLEX funds and 20 % non-federal funds; and 90 % Federal HSIP funds and 10 % non-federal funds; and

WHEREAS, the City of Albany desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of Design and Construction/CI

NOW, THEREFORE, the Common Council duly convened does hereby

RESOLVE, that the Common Council hereby approves the above-subject project; and it is hereby further

RESOLVED, that the Common Council hereby authorizes the City of Albany to pay in the first instance 100% of the federal and non-federal share of the cost of Design and Construction/CI work for the Project or portions thereof; and it is further

RESOLVED, that the sum of \$102,000.00 has already been appropriated pursuant to Ordinance Numbers 26.41.11 and 15.41.14 and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, that the additional sum of \$621,545.00 be appropriated from Ordinance Numbers 14.41.14 and 15.41.14, and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Common Council of the City of Albany shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the Mayor of the City of Albany be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the City of Albany with the New York State Department of

Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project and it is further

RESOLVED, this Resolution shall take effect immediately

To: Nala R. Woodard, City Clerk
From: Marisa Franchini, First Assistant Corporation Counsel
Re: Request for Common Council Legislation Supporting Memorandum
Date: October 28, 2016

RESOLUTION NUMBER 102.111.16R

TITLE

A RESOLUTION AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE

GENERAL PURPOSE OF LEGISLATION

To approve the pulling down of funds for the Madison Ave. Road diet from bonds that have been previously authorized.

NECESSITY FOR LEGISLATION AND ANY CHANGE TO EXISTING LAW

The Common Council must approve this agreement regarding the Madison Avenue Road Diet supplemental to the City State Agreement. The master agreement was executed in 2015 at the beginning of the design phase. This agreement covers detailed design and construction of phase 1, Allen St to Partridge St. See attachment for further information

EXPLANATION OF DEADLINE OR REQUESTED TIME FRAME FOR PASSAGE

N/A

SPECIFICS OF BIDDING OR OTHER PROCUREMENT PROCESS (if applicable)

N/A

SPECIFICS OF REAL PROPERTY SALE OR ACQUISITION (if applicable)

N/A

FISCAL IMPACT(S)

N/A